

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

LOWE'S HIW, INC.

and

Case 21-CA-38071

MARIA YOLANDA MONTES

and

**Cases 21-CA-38593
21-CA-38704**

**TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN,
INDUSTRIAL & ALLIED WORKERS OF AMERICA,
LOCAL 166, INTERNATIONAL BROTHERHOOD
OF TEAMSTERS**

ORDER¹

The Respondent's Motion to Dismiss or, in the Alternative, for Partial Summary Judgment is denied without prejudice to raising the issue before the administrative law judge.

Dated, Washington, D.C., August 27, 2010

WILMA B. LIEBMAN,	CHAIRMAN
MARK GASTON PEARCE,	MEMBER
BRIAN E. HAYES,	MEMBER

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.